

EXHIBIT 24

**UNREDACTED VERSION
OF DOCUMENT
SOUGHT TO BE SEALED**

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

--oOo--

WAYMO LLC,

Plaintiff,

vs.

Case No. 3:17-cv-00939-WHA

UBER TECHNOLOGIES, INC.;
OTTOMOTTO LLC; OTTO TRUCKING LLC,
Defendants.

_____/

HIGHLY CONFIDENTIAL - ATTORNEYS' EYES ONLY

VIDEOTAPED 30(b)(6) DEPOSITION OF SHAUN STEWART

TUESDAY, DECEMBER 19, 2017

Reported by:

Anrae Wimberley

CSR No. 7778

Job No. 2778194

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1 Q. Yeah. 10:18:01

2 Like take Uber as an example.

3 Does Waymo document when an Uber
4 autonomous vehicle leaves the building?

5 A. No. 10:18:14

6 Q. Or what routes it takes?

7 A. No.

8 Q. Does Waymo have any information, to your
9 knowledge, about what routes are taken by Uber
10 autonomous vehicles? 10:18:25

11 A. No.

12 Q. Or how many autonomous vehicles Uber has
13 on the road?

14 A. Only through public articles that mention
15 vehicle fleet size or quotes from Uber personnel. 10:18:38

16 Q. Has Waymo ever retained any third parties
17 for the purpose of gathering information about its
18 competitors?

19 A. No.

20 Q. To your knowledge, has Google done that? 10:18:50

21 A. No, not to my knowledge.

22 Q. When you started working at Waymo, was it
23 already called Waymo or was it still with Google?

24 A. It was called Chauffeur.

25 Q. So when you first started working, you 10:19:07

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1 were a Google employee?

10:19:09

2 A. Correct.

3 Q. And when did you become a Waymo employee?

4 A. December of last year.

5 Q. Is there somebody at Waymo that's

10:19:23

6 responsible for [REDACTED]

■

■

9 A. Yes.

10 Q. Who would that be?

10:19:35

11 A. [REDACTED]

12 Q. Does that team report to you?

13 A. Yes.

14 Q. And when you say that [REDACTED]

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25 BY MR. GONZALEZ:

10:20:26

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1 [REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED] 10:21:51

6 Q. Who manages [REDACTED]?

7 A. I do.

8 Q. You do?

9 A. (Witness nods head affirmatively.)

10 Q. So do [REDACTED] come 10:22:01
11 to you?

12 A. Um-hum.

13 Q. "Yes"?

14 A. Yes.

15 Q. And then from there, do you determine who 10:22:08
16 to forward them to?

17 A. We determine the appropriate audience to
18 review and sign off on them.

19 Q. Are these like PowerPoints or memos or
20 something else? 10:22:21

21 A. They can be all of those.

22 Q. And how many such [REDACTED]
[REDACTED] have you received since Waymo was
24 formed?

25 A. I don't know the exact number. 10:22:31

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1 conversations with him?

10:23:34

2 A. I manage him, so I know how his work is
3 completed.

4 Q. And so can you describe for me how his
5 work is completed?

10:23:42

6 A. Can you be more specific about what you're
7 looking to learn about how his work is completed?

8 Q. Yeah, I was just using your words.

9 I just want to know how he goes about
10 putting these things together.

10:23:52

11 A. Sure.

12 He has a question he needs to answer, [REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

10:24:02

16 Q. And where do the questions come from?

17 A. Different areas of the business.

18 Q. So Mr. Johnson gets information about [REDACTED]

[REDACTED]

[REDACTED]

10:24:17

21 A. Correct.

22 Q. And other than -- strike that.

23 With respect to the type of information
24 that Mr. Johnson compiles, would it include [REDACTED]

[REDACTED]

10:24:39

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1 A. It could.

10:24:41

2 Q. [REDACTED]

3 [REDACTED]

4 A. It could. That's typically hard to
5 gather.

10:24:49

6 [REDACTED]

7 [REDACTED]

8 [REDACTED]

9 Q. In performing your job duties, have you
10 ever been curious about what routes your competitors
11 are using? 10:25:04

12 MR. BAKER: Objection to form.

13 THE WITNESS: No. Routes doesn't tell us much.

14 BY MR. GONZALEZ:

15 Q. Why do you say that? 10:25:15

16 MR. BAKER: Objection to form.

17 THE WITNESS: There's not a lot to learn from
18 understanding a route.

19 BY MR. GONZALEZ:

20 Q. What about how well your competitors are
21 maneuvering on the road; is that of interest to you? 10:25:27

22 A. Not for any beneficial purpose other than
23 understanding the status of where they are.

24 Q. But would you agree that seeing the car
25 actually drive on the road would be helpful to 10:25:46

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1 Q. Anything else?

10:27:41

2 A. You can ask me about topics and I can tell
3 you whether we've done [REDACTED]

4 [REDACTED]

5 Q. Sitting here today, what other topics do
6 you recall Mr. Johnson's [REDACTED]

10:27:50

7 [REDACTED]

8 [REDACTED]

9 [REDACTED]

10 [REDACTED]

[REDACTED]

11 [REDACTED]

12 [REDACTED]

13 [REDACTED]

14 A. Correct.

15 Q. Who assigned that task to that intern?

10:28:24

16 A. I did.

17 Q. Did you give the intern guidance as to how
18 he or she could [REDACTED]

19 [REDACTED]

20 A. Yes.

10:28:38

21 Q. What guidance did you give the intern?

22 A. That they could [REDACTED]

23 [REDACTED]

24 Q. Did you get work product?

25 A. Yes.

10:28:49

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1 Q. What other detail did it have? 10:29:47

2 A. What other detail are you interested in?

3 Q. I would like to know what you know about
4 the document, because you've seen it and I haven't.

5 A. It had a summary of [REDACTED] [REDACTED]
[REDACTED]

7 Q. Who was the intern?

8 A. Christoph Meyer.

9 Q. M-e-y-e-r?

10 A. M-e-y-e-r. Like the lemon. 10:30:10

11 MR. GONZALEZ: Counsel, do you know if any of
12 these have been produced, either [REDACTED]

[REDACTED]?

14 MR. BAKER: No, not sitting here right now.

15 MR. GONZALEZ: We would ask that they be 10:30:37
16 produced ASAP if they have not been.

17 MR. BAKER: I'll consider the request. Can you
18 explain to me how they fall within the scope of the
19 topic?

20 MR. GONZALEZ: Yeah. [REDACTED] [REDACTED]
[REDACTED]
[REDACTED]

23 MR. BAKER: We absolutely disagree with that.

24 MR. GONZALEZ: Okay. So I take it that it's
25 your position then that they don't have to be 10:30:58

1 Q. And then, in some cases, it says [REDACTED] [REDACTED]

[REDACTED]

3 Do you see that?

4 A. Yes.

5 Q. And then there's a link where it includes 10:39:50
6 some photographs.

7 Do you see that?

8 A. Yes.

9 Q. And do you know how they got those
10 photographs? 10:39:58

11 A. By taking a photo.

12 Q. That's probably right.

13 So how did Waymo get this information if
14 you don't do surveillance on your competitors?

15 MR. BAKER: Objection to form. 10:40:10

16 THE WITNESS: This isn't surveillance. [REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED] [REDACTED]

[REDACTED]

22 BY MR. GONZALEZ:

23 Q. Let me break that down.

24 When you say "a driver driving around,"

25 who are you referring to there? 10:40:37

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1 Q. Okay. Then what is your understanding? 10:44:50

2 I'm not trying to trick you.

3 I'm just trying to figure out -- if it's
4 not what they're doing in Phoenix, then how did they
5 get this information? 10:44:58

6 MR. BAKER: Objection to form.

7 THE WITNESS: My guess is it's similar to what
8 we do in Phoenix. I don't know. I didn't create
9 the document.

10 BY MR. GONZALEZ: 10:45:04

11 Q. All right. And is there somebody in
12 San Francisco who is in charge of this type of
13 information?

14 A. No.

15 This information is completely useless to 10:45:18
16 us.

17 Q. Why do you say that?

18 A. What can you do with [REDACTED]

20 Q. If it's useless, why would someone take 10:45:31
21 the time to [REDACTED]?

22 MR. BAKER: Objection to form.

23 THE WITNESS: There may be some value to the

24 [REDACTED]

25 BY MR. GONZALEZ: 10:45:43

1 Q. Do you see on 2305 that there are a number 10:57:32
2 of dates on the bottom that are 2017?

3 A. Yep. So I was employed at Waymo for
4 those.

5 Q. And you didn't know about these entries? 10:57:40

6 A. Those five, no.

7 Q. And you don't know whether there are any
8 others since then?

9 A. No.

10 Q. You don't know whether San Francisco is 10:57:49
11 continuing to prepare whatever forms they prepared
12 in order to compile the information on 2305;
13 correct?

14 MR. BAKER: Objection to form.

15 THE WITNESS: I know we don't operate in 10:57:59
16 San Francisco because my drivers are necessary for
17 that information. And if this is a driver-led form,
18 then I would know about it.

19 BY MR. GONZALEZ:

20 Q. Did you operate in San Francisco in 10:58:10
21 January and February of this year?

22 A. No.

23 Q. So do you have any information as to how
24 this was compiled if it wasn't from your drivers?

25 A. No. As I said, I've never seen it. 10:58:21

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1 Q. All right. So somebody compiled this 10:58:25
2 information, but you're not aware of who that was?

3 A. No.

4 Q. Or how it was compiled?

5 A. It's similar in format to what we use in 10:58:34
6 Phoenix. That's the only basis I have to conclude
7 from.

8 Q. But the difference is that, unlike
9 Phoenix, you've never had autonomous vehicles
10 driving around San Francisco; right? 10:58:46

11 A. We may have in these dates prior to I was
12 here.

13 Q. But you don't know that you did? You
14 don't know?

15 A. No. 10:58:53

16 Q. What about in 2017; did you have
17 autonomous vehicles then?

18 A. No.

19 MR. GONZALEZ: Okay. Thank you.

20 THE VIDEOGRAPHER: This concludes today's 10:59:05
21 deposition of the Waymo 30(b)(6), Shaun Stewart,
22 witness.

23 Total number of media used is one. Going
24 off the record at 10:59 a.m.
25 (Whereupon, the deposition was concluded at 10:59 p.m.)

1 FEDERAL CERTIFICATE OF DEPOSITION OFFICER
2 I, ANRAE WIMBERLEY, CSR NO. 7778, do hereby
declare:

3 That, prior to being examined, the witness
4 named in the foregoing deposition was by me duly
sworn pursuant to Section 30(f)(1) of the Federal
5 Rules of Civil Procedure and the deposition is a
true record of the testimony given by the witness;

6 That said deposition was taken down by me in
shorthand at the time and place therein named and
7 thereafter reduced to text under my direction;

8 ----- That the witness was requested to
review the transcript and make any changes to the
9 transcript as a result of that review pursuant to
Section 30(e) of the Federal Rules of Civil
10 Procedure;

11 ----- No changes have been provided by the
witness during the period allowed;

12 ----- The changes made by the witness are
13 appended to the transcript;

14 --X--- No request was made that the
transcript be reviewed pursuant to Section 30(e) of
15 the Federal Rules of Civil Procedure.

16 I further declare that I have no interest in
the event of the action.

17 I declare under penalty of perjury under the
18 laws of the United States of America that the
foregoing is true and correct.

19 WITNESS my hand this 19th day of December, 2017.
20
21

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23
24

25 ANRAE WIMBERLEY, CSR NO. 7778